

**GOVERNMENT OF TELANGANA  
ABSTRACT**

Tribal Welfare Department – Telangana State – Kumuram Bheem Asifabad District – Issue of Agency Area Local ST Certificates under GO Ms.No.24 of dt.12.6.2018 of TW (LTR.1) Department – Cancellation of certificate by the District Collector, Kumuram Bheem Asifabad District vide Procgs.Rc.No.C2/1011/2019, dt.29.01.2020 - Appeal filed by Jarpula Krishna S/o Desai R/o Ankoda Village of Kagaznagar Mandal of Kumuram Bheem Asifabad District – Appeal allowed – Orders – Issued.

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**TRIBAL WELFARE (LTR) DEPARTMENT**

**G.O.Ms.No.35**

**Dated.05.12.2020  
Read the following:-**

1. GO Ms.No.24, TW (LTR.1) Department, dated 12.6.2018.
2. Procgs.Rc.No C2/1011/2019, dt.29.01.2020 of District Collector, Kumuram Bheem Asifabad.
3. Appeal petition filed by Jarpula Krishna S/o Desai R/o Ankoda Village of Kagaznagar Mandal of Kumuram Bheem Asifabad District, dated 18.02.2020.
4. Govt.Memo.No.273/TW.LTR/2020, dated 06.06.2020
5. Lr.Rc.No.DOCKBA/C2335/0001/2020,dated:21.06.2020 of the Dist. Collector, Kumuram Bheem Asifabad.
6. Notice No.273/TW.LTR/2020, dt. 28.08.2020.

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**ORDER**

In the reference 1<sup>st</sup> read above, Government have issued detailed guidelines for issue of Agency Area Local Scheduled Tribe Certificates to the local STs living in the Scheduled Areas and procedure to be adopted for cancellation of such certificates in case of fake/bogus claims.

2. In pursuance of the said Government orders under reference 1<sup>st</sup> read above, the District Collector, Kumuram Bheem Asifabaad vide his orders in the reference 2<sup>nd</sup> cited, has issued orders in his Procgs.Rc.No.C2/1011/2019, dated 29.01.2020 that Jarpula Krishna, S/o Desai R/o Ankoda Village of Kagaznagar Mandal of Kumuram Bheem Asifabad District is treated as not a Local ST as per definition and as per procedure laid down in accordance with GO Ms.No.24, TW (LTR.1) Department, dt.12.06.2018, basing on the following recommendations of the Scrutiny Committee:

- Appellant appeared before the Committee on 21.11.2019 and submitted following documents:
  - 1949-50 Kushara Pahani of Sy.No.102 PP of Ankoda Village of Kagaznagar Mandal.
  - Current year Pahani issued in the name of Desai (Appellant Father).
  - Family Tree duly signed and notarized not submitted.
  - Copy of 1959 voter list submitted by the applicant is a fabricated / fake document.

**(Contd....2)**

- Scrutiny Committee has finally concluded with the following findings:
  - Applicant has produced current year pahani issued in the name of Desai (father of applicant).
  - Family Tree duly signed and notarized not submitted.
  - Copy of 1959 voter list submitted by the applicant is a fabricated / fake document.
- A show cause notice was issued to Jarpula Vijesh S/o Sanyasi R/o Ankoda Village of Kagaznagar Mandal of Kumuram Bheem Asifabad district to attend before the District Collector, Kumuram Bheem Asifabad district on 28.01.2020 to prove his claim as Local ST with relevant material/documents.
  - Accordingly, Jarpula Krishna S/o Desai has attended before the Dist. Collector, Kumuram Bheem Asifabad district on 28.01.2020 and after verification of documents; it was revealed that the records submitted by the appellant were not visible and unauthenticated.
  - The appellant has not produced any documentary evidence to prove residence in Agency area of his family/forefathers since 1950. Hence the claim was rejected.

3. Aggrieved by the above cancellation orders of the District Collector, Kumuram Bheem Asifabad district, the Appellant Jarpula Krishna, S/o Desai R/o Ankoda Village of Kagaznagar Mandal of Kumuram Bheem Asifabad District vide ref. 3<sup>rd</sup> read above, has filed an Appeal before the Government under GO Ms.No.24, dt.12.6.2018, praying to set aside orders of the District Collector, Adilabad and allow the Appeal Petition and do justice. The contentions of Jarpula Krishna, S/o Desai and the following documents have been submitted along with the Appeal and also during hearing on 5.9.2020:

- He has been selected for the post of Secondary Grade Teacher (SGT) against ST Local vacancy in Adilabad Agency Area.
- DLSC Kumuram Bheem Asifabad informed that he is not genuine.
- Therefore, he is submitting herewith all the evidentiary documents from 1950 to 2020 with a request to re-verify and consider his appeal.

**Documents submitted along with the Appeal:**

Family Tree certified by the Tahsildar, Kaghaznagar Mandal, Dist. KB Asifabad bearing Rc.No.C/1199/2019, dt.17.12.2019 basing on the certification made by the VRO Kaghaznagar and MRI-II Kaghaznagar in respect of the family of Sri Jarpula Krishna, S/o Desai

As per family tree – Jarupula Vachya Banjara (great great grandfather of appellant). He has two sons viz., 1) Jarupula Saravan Banjara (great grandfather of appellant) and 2) Jarupula Champla Banjara. Jarupula Saravan Banjara has four sons viz., 1) Chandya Banjara 2) Jarupula Munya 3) Jarupula Samya (grandfather of appellant) and 4) Jarupula Narayana. Samya i.e. grandfather of appellant has five sons namely 1) Deshai (father of appellant) 2) Parasuram 3) Badiram 4) Thukaram and 5) Sreeram. Jarupula Deshai i.e. father of appellant has four sons viz., 1) Govind 2) Balu 3) Gopi and 4) Krishna (appellant herein).

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- Translated copy of Faisal Patti for the village Ankoda, Taluka: Sirpur-T of erstwhile Adilabad District for the year 1950 showing name of Chandya Banjara (i.e. eldest brother of grandfather of appellant namely Samya) for an extent of Acs.5.32 in Sy.No.102 (Poramboke) and LR Assessment 5.75.
- Teensal Pahani certified by Deputy Tahsildar, Sirpur-T Mandal – shows name of Lambadi Samadu (verified with original attested copy).
- Copy of Pahani for 1964-65 (certified by Deputy Tahsildar, Sirpur-T Mandal) pertaining to Anukoda village – shows name of Sri Samya for an extent of 5.00 acres (grandfather of appellant).
- Copy of pahani for the year 1969-1970 of Anukoda village, Sirpur Taluq, Adilabad District – copy certified by Deputy Tahsildar, Sirpur-T Mandal – shows name of Samya (grandfather of appellant) in Sy.No.102/3 for an extent of 0.18 gts.
- Copy of pahani for the year 1975-76 of Anukoda village, Sirpur Taluq, Adilabad District – copy certified by Deputy Tahsildar, Sirpur-T Mandal – shows name of Samya (grandfather of appellant) for an extent of 1.00 Ac in Sy.No.102/3.
- Copy of pahani for the year 1979-80 of Anukoda village – copy certified by Naib Tahsildar, Kaghaznagar Mandal – shows name of Sama in Sy.No.102/3 (grandfather of appellant).
- Copy of pahani for the year 1981-82 of Anukoda village – copy certified by Naib Tahsildar, Kaghaznagar Mandal – shows name of Samya (grandfather of appellant) for an extent of Ac.1.00 in Sy.No.102/3.
- Copy of pahani for the year 1982-83 of Anukoda village – copy certified by Naib Tahsildar, Kaghaznagar Mandal – shows name of Samya (grandfather of appellant) for an extent of Ac.1.00 in Sy.No.102/3.
- Copy of pahani for the year 1983-84 of Anukoda village – copy certified by Naib Tahsildar, Kaghaznagar Mandal – shows name of Jarpula Samya (grandfather of appellant) in Sy.No.102/3 for an extent of Ac.1.00.
- Copy of pahani for the year 1993-94 of Anukoda village – copy certified by Naib Tahsildar, Kaghaznagar Mandal – shows name of Jarpula Samya (grandfather of appellant) in Sy.No.102/3/2 for an extent of Ac.1.00.
- Copy of pahani for the year 1996-97 of Anukoda village – copy certified by Naib Tahsildar, Kaghaznagar Mandal – shows name of Jarpula Samya (grandfather of appellant) in Sy.No.102/3/2 for an extent of Ac.1.00.
- Copy of pahani for the year 1997-98 of Anukoda village – copy certified by Naib Tahsildar, Kaghaznagar Mandal – shows name of Jarpula Samya (grandfather of appellant) in Sy.No.102/3/1 for an extent of Ac.1.00.
- Copy of pahani for the year 1998-99 of Anukoda village – copy certified by Naib Tahsildar, Kaghaznagar Mandal – shows name of Jarpula Samya (grandfather of appellant) in Sy.No.102/3/1 for an extent of Ac.1.00.
- Copy of PPB bearing No.394772 – Patta No.52 – issued by Mandal Revenue Officer, Kaghaznagar – to Sri Jarpula Samya S/o Sarvan, Ankoda village, Kaghaznagar Mandal showing an extent of Ac.1.00 in Sy.No.102/3.

- Copy of PPB bearing No.T16060200020 – Khata No.51 – issued by Tahsildar, Kaghaznagar to Sri Jarpula Desya S/o Samya Naik (father of appellant) – showing land holding details – Sy.No.42/1 measuring 0.1440 ancestral, 102/3/2/1 measuring 0.0680 ancestral and Sy.No.102/44 measuring 5.00 Acres (assigned) situated in Ankoda village of Kaghaznagar Mandal.
- Copy of pahani for the year 2019 (issued on 17.11.2019) to Sri Jarpula Desya S/o Samya (father of appellant) for an extent of 0.0680 in Sy.No.102/3/2/1 in Ankoda village of Kaghaznagar Mandal.
- Copy of Electoral roll for the year 1959 of Sirpur Constituency (verified with original attested by Deputy Tahsildar, Anukhoda village under Revenue Firka/Circle: Kagaznagar of Adilabad District - Sl.No.85 shows name of Chandya S/o Sarvar (eldest brother of grandfather Jarpula Samya) under H.No.34.
- Copy of Voter list for the year 1977, Ankoda village, Sirpur Taluq, Part No.125 – shows names of Samya (S/o Sarvan) (grandfather of appellant), Nagamma (w/o Samya) (grandmother of appellant) and Desai (S/o Samya) (father of appellant) at Sl.Nos.199,200,201 under H.No.1-103.
- Copy of Voter list for the year 1984, Ankoda village, Sirpur Taluq – Polling Station No.66 – Samyanaik (S/o Sarvan) (grandfather of appellant), Nagamma (w/o Samyanaik) (grandmother of appellant) and Desai (S/o Samyanaik) (father of appellant) at Sl.Nos.204,205,206 under H.No.1-78.
- Copy of voter list for the year 1988, Ankoda village, Sirpur Taluq – Polling Station No.71 – Samyanaik (Saravan) (grandfather of appellant) and Nagubai (W/o Samyanaik) grandmother of appellant) at Sl.Nos.218,219 under H.No.1-79 and Desai (S/o Samyanaik) (father of appellant) at Sl.No.222 under H.No.1-80.
- Copy of voter list for the year 1993, Ankoda village, Sirpur Taluq – Polling Station No.76 – Jarpula Desai (S/o Samyanaik) (father of appellant), Yamunabai (W/o Desai) (mother of appellant) at Sl.Nos.221,222 under H.No.4-52 and Samyanaik (S/o Saravan) (grandfather of appellant) at Sl.No.223 under H.No.4-53.
- Copy of voter list for the year 1995, Ankoda village, Kaghaznagar Mandal – Polling Station No.076 – Jarpula Desai (S/o Samyanaik) (father of appellant) and Jarpula Yamunabai (W/o Desai) (mother of appellant) at Sl.Nos.234 and 235 under H.No.4-52 and Jarpula Samyanaik (S/o Saravan) (grandfather of appellant) at Sl.No.236 under H.No.4-53.
- Copy of Voter list for the year 2009 – Ankoda village: Part No.13 – Jarpula Desai S/o Samyanaik) (father of appellant) at Sl.No.247, Jarpula Yamunabai W/o Desai (mother of appellant) at Sl.No.248 under H.No.4-52.
- Copy of voter list for the year 2010 – Ankoda village – Jarpula Desai S/o Samyanaik (father of appellant) at Sl.No.240, Jarpula Yamunabai W/o Desai (mother of appellant) at Sl.No.241 under H.No.4-52.
- Copy of voter list for the year 2012 – Ankoda village – Part No.13 – Jarpula Desai S/o Samyanaik (father of appellant) at Sl.No.244, Jarpula Yamunabai W/o Desai (mother of appellant) at Sl.No.245 under H.No.4-52.

- Copy of voter list for the year 2013 – Ankoda village – Part No.13 – Jarpula Desai S/o Samyanaik (father of appellant) at Sl.No.252, Jarpula Yamunabai W/o Desai (mother of appellant) at Sl.No.253 under H.No.4-52.
- Copy of voter list for the year 2014 – Ankoda village – Part No.14 – Jarpula Desai S/o Samyanaik (father of appellant) at Sl.No.286 under H.No.4-52.
- Copy of voter list for the year 2016 – Ankoda village – Jarpula Desai S/o Samyanaik (father of appellant) at Sl.No.296, Jarpula Yamunabai W/o Desai (mother of appellant) at Sl.No.297, Jarpula Govind S/o Desai (eldest brother of appellant) at Sl.No.298, Jarpula Balu S/o Desai (elder brother of appellant) at Sl.No.299 and Jarpula Krishna S/o Desai (appellant) at Sl.No.300 under H.No.4-52.
- Copy of voter list for the year 2017 – Ankoda village – Jarpula Desai S/o Samyanaik (father of appellant) at Sl.No.314, Jarpula Yamunabai W/o Desai (mother of appellant) at Sl.No.315, Jarpula Govind (eldest brother of appellant) at Sl.No.316, Jarpula Balu (elder brother of appellant) at Sl.No.317, Jarpula Krishna (appellant) at Sl.No.318 under H.No.4-52.
- Copy of voter list for the year 2018 – Ankoda village – Jarpula Desai S/o Samyanaik (father of appellant) at Sl.No.318, Jarpula Yamunabai W/o Desai (mother of appellant) at Sl.No.319, Jarpula Govind S/o Desai (eldest brother of appellant) at Sl.No.320, Jarpula Balu S/o Desai (elder brother of appellant) at Sl.No.321 and Jarpula Krishna S/o Desai (appellant) at Sl.No.322 all under H.No.4-52.
- Copy of School Attendance Register for the year 1964-65 – II grade – of MPUPS Ankoda, wherein name of Jarpula Desai S/o Samyanaik was shown at Sl.No.4 (Admission No.6).
- Copy of Caste Certificate dt.18.9.1982 in file No.A5/5300/82 of Tahsildar, Sirpur – wherein it was certified that Sri Jarpula Samya S/o Saravan R/o Ankoda belongs to the community of Lambada.
- Copy of report dt.20.04.2018 of MRI-II Kagaznagar Mandal submitted to Tahsildar, Kagaznagar .
- Copy of panchanama conducted by MRI II on 20.04.2018 – wherein the panchas stated that Sri Jarpula Krishna (i.e. appellant), his father and forefathers have been continuously residing in Ankoda village since 26.1.1950 and not migrated to any other village.
- The family tree drawn by the MRI II during panchanama dt.20.4.2018 corroborates with the Family Tree submitted by the appellant.
- Copy of check memo for verification of genuineness of Local ST certificate signed by Tahsildar, Kaghaznagar Mandal, Dist. KB Asifabad – certified that the certificate No.C/251/2018, dt.12.05.2018 issued to the appellant Sri Jarpula Krishna S/o Desai R/o Ankhoda village is genuine.
- Another Agency Area Local ST Certificate as prescribed in GO Ms.No.24, TW (LTR) Dept. dt.12.06.2018 has been issued by the Tahsildar, Kaghaznagar Mandal bearing Rc.No.C/336/2019, dt.15.09.2019 – wherein it has been

certified that Sri Jarupula Krishna Son of Jarupula Desai belongs to ST Lambada (28) community and himself and his parents/grandparents have been continuously residing in Ankoda village since 26.1.1950, which is a notified village.

- Copy of letter Rc.No.C/816/2018, dt.10.10.2018 of Tahsildar, Kagaznagar Mandal addressed to the District Educational Officer, Adilabad – wherein it was informed that the Agency Area Certificate issued from his office to Jharupula Krishna S/o Desai is a genuine one as the same has been issued on the basis of local enquiry and documentary evidences produced by the members of Ankoda village in support of his claim.
- Copy of Affidavit submitted before the Tahsildar, Kagaznagar duly Notarized, dt.07.02.2020 – wherein the deponent i.e. appellant Jarupula Krishna S/o Desai stated on oath that he is the permanent resident of Ankhoda village of Kagaznagar Mandal, Dist. KB Asifabad. Prior to 26-1-1950 his forefathers were residing in the same village by cultivating agricultural land in Sy.No.102 admeasuring an extent of 01.000 guntas situated at Ankhoda village which is a agency/notified area of Kagaznagar Mandal in Dist.KB Asifabad. He has given the family which is corroborating with the Family Tree recorded by the MRI –II on 20.4.2018 in the presence of village elders.
- Copy of National Food Security Card – Family Head: Jarpula Yamuna and others members are Jarpula Krishna and Jarpula Deshay.

4. Vide reference 4<sup>th</sup> read above the District Collector, Kumuram Bheem Asifabad has been requested to submit connected documents pertains into the case along with Parawise Remarks.

5. Accordingly, vide reference 5<sup>th</sup> read above the District Collector, Kumuram Bheem Asifabad has submitted the connected documents of the case along with Para wise Remarks.

6. Vide reference 6<sup>th</sup> read above a Notice has been issued to the appellant to attend for hearing on 05.09.2020 before the Government to prove her claim along with documentary evidences. Accordingly the Appellant Sri Jarpula Krishna S/o Desai has attended for hearing on 5.09.2020 and submitted documents in support of his claim that they have been residing in the Agency area since 26.1.1950.

7. The Government have verified the record sent by the District Collector, Kumuram Bheem Asifabad.

8. The District Collector, Kumuram Bheem Asifabad has cancelled the Agency Area Local ST Certificate of the appellant mainly on the following grounds:

Ground for cancellation	Observation
Applicant has produced 1949-50 Khasra Pahani of Sy.No.102 PP of Ankoda village of Kagaznagar Mandal	No adverse finding made by the Scrutiny Committee on this.
Applicant has produced current year Pahani issued in the name of	The appellant has submitted sufficient evidences i.e. and

Jarupula Desai (father of the applicant)	documents from the year 1950 to till date.
Family Tree duly signed and notarized and not submitted	<p>The Tahsildar has certified Family Tree in Rc.No.C/1199/2019, dt.17.12.2019 which is quite sufficient as it was clearly in it that the same was issued basing on the certificate made by the VRO, Kaghaznagar and MRI-II Kaghaznagar.</p> <p>Further, the MRI-II during his field enquiry on 20.4.2018 has also drawn the Family Tree in the presence of village elders under a cover of panchanama.</p> <p>The appellant has submitted another Notarized Affidavit dt.07.02.2020.</p> <p>The details of names mentioned in all the (3) Family Trees are corroborating with each other.</p>
Copy of 1959 voter's list is a fabricated/fake document.	<p>The voter's list appears of 1959 only and there is no evidence/substantiation that it is a fabricated/fake document. However, all the land documents, other voter lists, certificates, panchanamas conducted by the revenue authorities in Anukoda village establishes the fact that the appellant and his fore-fathers have been continuously residing in Anukoda village of Kagaznagar Mandal from before 1950.</p>

9. Government after careful examination of the documents available on record sent by the District Collector, Kumuram Bheem Asifabad, and documents submitted by the Appellant and along with the Appeal Petition, during hearing on 5.09.2020 and also in the light of the interim orders of the Hon'ble High Court of Judicature at Hyderabad for the State of Telangana and the State of Andhra Pradesh passed in IA No.1 of 2018 in WP No.31426 of 2018, dated 5.9.2018 and in IA No.1 of 2018 in WP No.32413 of 2018, dated 14.9.2018, it is found that the Appellant Jarupula Krishna S/o Desai R/o Ankhoda village of Kaghaznagar Mandal, Kumuram Bheem Asifabad District and his forefathers are found as continuous residents of Ankhoda, an agency village in Kagaznagar Mandal of Kumuram Bheem Asifabad District since 26.1.1950 and the Agency Area Local ST Certificate bearing Rc.No.C/336/2019, dt.15.09.2019 issued by the Tahsildar, Kagaznagar Mandal as prescribed under GO Ms.No.24, dt.12.06.2018, is a genuine one and valid.

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10. Accordingly, Government hereby set aside the orders of the District Collector, Kumuram Bheem Asifabad district in Procgs.Rc.No. C2/1011/2019, dated 29.01.2020 and allow the Appeal filed by Jarpula Krishna S/o Desai R/o Ankhoda village of Kaghaznagar Mandal, Kumuram Bheem Asifabad District.

11. The District Collector, Kumuram Bheem Asifabad District shall take further necessary action accordingly.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)**

**Dr.CHRISTINA Z.CHONGTHU  
SECRETARY TO GOVERNMENT**

To

The District Collector, Kumuram Bheem Asifabad District.

Jarpula Krishna S/o Desai R/o Ankhoda village of Kaghaznagar Mandal,

Kumuram Bheem Asifabad District

Copy to:

1. The Secretary, Telangana State Public Service Commission,  
Hyderabad (for information & necessary action)
2. The Project Officer, ITDA Utnoor, Adilabad District  
(for information & necessary action)
3. The District Educational Officer, Adilabad District  
(for information & necessary action)
4. The District Educational Officer,  
Kumuram Bheem Asifabad District (for information & necessary action)
5. The PS to Hon'ble Minister for ST Welfare for information.
6. The PS to Secretary (TW)  
SF/SC.

**//FORWARDED :: BY ORDER//**

**SECTION OFFICER**